

*mittimus*, to receive into the jail of the county as his prisoners, any person taken up in the night by the watch or constable, and to keep such person safely until the morning, when the offender shall be brought before the mayor or some magistrate resident in the city, and be lawfully dealt with, and for such services the jailor shall be entitled to such fees as he is in other like cases.

Watch house.

SEC. 39. *Be it further enacted*, That the mayor and commissioners may establish a watch house, in which to secure and confine offenders against the city ordinances and regulations, and all such offenders arrested or taken up by any constable of the city may be therein confined until such time when said offender can be taken before the mayor to be dealt with according to law: *Provided, however*, That no such offender shall be thus imprisoned for more than twenty-four hours resident in the city, and be lawfully dealt with, and for such services the jailor shall be entitled to such fees as he is in other like cases.

Auctioneers.

SEC. 40. *Be it further enacted*, That the commissioners may appoint four auctioneers, including those authorized by the revised code, and every person appointed auctioneer for the city shall enter into a book a daily account of all of his sales wherein shall appear as well the items sold as the aggregate of sales, cast up at least once a week, and such accounts shall be open to the inspection of the commissioners or any person authorized by them to make inspection.

Auction sales liable to tax.

SEC. 41. *Be it further enacted*, That at the time required of auctioneers to render to the sheriff of the county their account of money received in auction sales liable to tax, the auctioneer shall render to the clerk of the city an abstract showing monthly a gross amount of such sales up to the time of rendering the account, which abstract shall be laid before the commissioners.

Per cent on sales.

SEC. 42. *Be it further enacted*, That every auctioneer shall be entitled to two and a half per cent on the amount of sales, unless otherwise agreed between him and the owner of the goods sold.